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Attorneys for Sony Corporation

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

SONY CORPORATION,

Plaintiff,

v.

VIZIO, INC.,

Defendant.

Case No. CV-08-01135-RGK(FMOx)

**[PROPOSED] ORDER RE
STIPULATED DISMISSAL**

1 WHEREAS, on or about October 10, 2008, Sony commenced this action for
2 patent infringement against VIZIO, entitled *Sony Corporation v. VIZIO, Inc.*, Civil
3 Action SA CV 08-01135-RGK (FMOx) (C.D. Cal.) (the “Action”);

4 WHEREAS, on May 11, 2009, this case was consolidated with a prior action
5 for a declaratory judgment and affirmative relief filed by VIZIO against Sony,
6 entitled *VIZIO, Inc. v. Sony Corporation and Sony Corporation of America*, Case
7 No. CV 09-02129-RGK (FMOx) (C.D. Cal.) (formerly Civil Action No. 08-5029
8 (FSH) (PS) (D.N.J.));

9 WHEREAS Sony and VIZIO wish to resolve their disputes without the
10 necessity of further litigation.

11 NOW, THEREFORE, the parties to this action hereby stipulate to dismiss
12 this case as follows based on a confidential settlement agreement between the
13 parties that has been fully executed.

14 Based on this stipulation, the Court hereby ORDERS, DECREES, and
15 ADJUDGES as follows:

16 1. All claims and counterclaims in this action are hereby dismissed with
17 prejudice except for VIZIO’s claims for declaratory judgment of invalidity, which
18 are hereby dismissed without prejudice.

19 2. This Court has jurisdiction over the parties and over the subject matter
20 of this dispute and shall retain continuing subject matter and personal jurisdiction
21 for the purposes of construing or enforcing the terms of this Stipulated Dismissal
22 and the Patent License and Settlement Agreement between the parties, or for
23 resolving any dispute arising thereunder.

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1 3. Each party shall bear its own costs and disbursements.

2 4. There shall be no appeal herefrom.

3
4 SO AGREED:

5 Dated: October 27, 2009

QUINN EMANUEL URQUHART
OLIVER & HEDGES, LLP

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7
8 By /s/ Kevin P.B. Johnson
Kevin P.B. Johnson
Attorneys for Plaintiff SONY
CORPORATION

9
10
11
12 Dated: October 27, 2009

JONES DAY

13
14 By /s/ Kevin G. McBride
Kevin G. McBride
Attorneys for Defendant VIZIO, INC.

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16
17 IT IS SO ORDERED:

18
19
20 Dated: October ____, 2009

United States District Judge R. Gary Klausner

PROOF OF SERVICE

I am a citizen of the United States and employed in Los Angeles County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 555 South Flower Street, Fiftieth Floor, Los Angeles, California 90071-2300. On October 27, 2009, I served a copy of the within document(s):

[PROPOSED] ORDER RE STIPULATED DISMISSAL

by transmitting via e-mail or electronic transmission the document(s) listed above to the e-mail address set forth below, pursuant to the agreement between the parties.

QUINN EMANUEL URQUHART
OLIVER & HEDGES, LLP
865 S. Figueroa Street, 10th Floor
Los Angeles, CA 90017

sony-vizio@quinnemanuel.com

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on October 27, 2009, at Los Angeles, California.

/s/ Beth A. Marchese
Beth A. Marchese